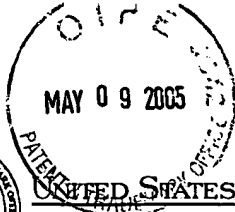


HW



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|--------------------|------------------------|-----------------------|------------------------|
| 10/813,819 | 03/31/2004 | Spanky A. Raymond | 1842-0010 |

28078
MAGINOT, MOORE & BECK
BANK ONE CENTER/TOWER
1111 MONUMENT CIRCLE
INDIANAPOLIS, IN 46204

CONFIRMATION NO. 5056

FORMALITIES LETTER



OC000000015456861

Date Mailed: 03/15/2005

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted***Items Required To Avoid Abandonment:**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The signature of the following inventor(s) is missing from the oath or declaration:
Frank S. Bono

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*

Z-Mogul88

Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket No. 1842-0010

Application of: **Raymond et al.**

Group Art Unit: 3732

Serial No. 10/813,819

Examiner: **To be assigned**

Filed: **March 31, 2004**

For: **Tissue Distraction Device**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop Missing Parts, Commissioner for Patents, Alexandria, VA 22313-1450 on May 5, 2005
(Date of Deposit)

Michael D. Beck

Name of person mailing Document or Fee

Signature of person mailing Document or Fee

May 5, 2005

Date of Signature

RESPONSE TO NOTICE TO FILE MISSING PARTS

Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the **RESPONSE TO NOTICE TO FILE MISSING PARTS** dated March 15, 2005, Applicant submits the following documents for appropriate action by the U.S. Patent and Trademark Office:

1. Response to Notice to File Missing Parts;
2. Copy of Notice to File Missing Parts;
3. Copy of Missing Parts filed on June 22, 2004;
4. Return Postcard;

Commissioner for Patents
May 5, 2005
Page 2

A Notice to File Missing Parts was issued on the alleged grounds that an inventor's signature was missing. Enclosed is a copy of the Response to Notice to File Missing Parts filed on June 22, 2004. The signature of Frank S. Bono was present in the June 22, 2004 filing. It is believed that this copy addresses the missing parts notice. It is requested that a new filing receipt be issued reflecting the information in the submitted declaration.

It is believed that no fees are due, however, the U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency or credit any overpayment, to our Deposit Account No. 13-0014. If extensions of time under 37 C.F.R. § 1.136 are required to prevent abandonment of the present patent application, then such extensions of time are hereby petitioned, and any fees therefor are hereby authorized to be charged to our Deposit Account No. 13-0014.

May 5, 2005
Maginot, Moore & Beck
Bank One Center/Tower
111 Monument Circle, Suite 3000
Indianapolis, IN 46204-5115
(317) 638-2922 phone
(317) 638-2139 facsimile

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Michael D. Beck". The signature is fluid and cursive, with the first name "Michael" and last name "Beck" clearly legible.

Michael D. Beck
Attorney for Applicants
Registration No. 32,722

Case No.:

CHECK REQUEST

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1842-0010

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CHECK TOTAL: *****\$65.00

MAGINOT, MOORE & BECK LLP

June 22, 2004 **PLEASE RETURN THIS CARD**

Response to Notice to File Missing Parts for: **Tissue
Distraction Device**

Includes:

- (x) Response to Notice to File Missing Parts
- (x) Copy of Notice to File Missing Parts
- (x) Three Declaration and Power of Attorney documents
- (x) Check in the amount of \$65.00

Serial No. **10/813,819**

Filed: **March 31, 2004**

Applicant: **Raymond et al.**

Our Docket No. **1842-0010**

